

JUL 23 2008

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below as first class mail in an envelope addressed to the: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

Karen Ann Drost

Name

Signature

Date

July 21, 2008

CERTIFICATE OF MAILING

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	TAN et al.	Art Unit:	
Serial No.:	11/553,812 – Case No.: 21198P	1646	
Filed:	02 October 2006	Examiner:	
For:	RHESUS MONKEY BOMBESIN RECEPTOR SUBTYPE-3 (BRS-3), NUCLEOTIDES ENCODING SAME, AND USES THEREOF	HOWARD, Zachary C.	

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER SUBMITTING NEW DECLARATION
IN COMPLIANCE WITH 37 CFR §1.67(a)

Sir:

This is in further Response to the Office Action of 28 March 2008, in which the current Declaration under 37 CFR §1.63 originally submitted October 2, 2006 was objected to by the Examiner for failing to comply with the requirements of 37 CFR §1.67(a).

Applicants herewith submit a copy of a new Declaration in compliance with 37 CFR §1.67(a) which properly identifies the instant application by application and filing date. Since the instant application was jointly assigned, Applicants also enclose *two* signed Power of Attorney forms along with *two* signed Statements under 37 CFR 3.73(b). An authorization to charge Deposit Acct 13-2755 for the appropriate fee for submitting the Declaration is also enclosed.

Respectfully submitted,

By

John David Reilly, Reg. No. 43,039
Attorney for Applicant

MERCK & CO., INC.

P.O. Box 2000

Rahway, New Jersey 07065-0907

(732) 594-6914

Date: 21 July 2008

OMBSC. FEE TRANSMITTAL

Patent fees are subject to annual revision.

JUL 23 2008

TOTAL AMOUNT OF PAYMENT

\$130

Complete if Known

Application Number	10/553,812
Filing Date	October 2, 2006
First Named Inventor	CARINA P. TAN et al.
Examiner Name	Z.C. Howard
Group Art Unit	1646
Attorney Docket Number	21198P

METHOD OF PAYMENT

 Deposit AccountDeposit Account Number Deposit Account Name

The Director is authorized to:

 Charge fee(s) indicated below Credit any overpayments Charge any additional fee(s) or underpayments of fee(s)
under 37 CFR 1.16 and 1.17

FEE CALCULATION

FEES

Large Entity

Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	<input type="text" value="130"/>
1053	130	Non-English Specification	<input type="text"/>
1812	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="text"/>
1402	510	Filing a brief in support of an appeal	<input type="text"/>
1452	510	Petition to revive - unavoidable	<input type="text"/>
1453	1,540	Petition to revive - unintentional	<input type="text"/>
1807	50	Processing fee under 37 CFR 1.17(q)	<input type="text"/>
1806	180	Submission of Information Disclosure Statement	<input type="text"/>
1809	810	Filing a submission after final rejection (37 CFR 1.129(a))	<input type="text"/>
1810	810	For each additional invention to be examined (37 CFR 1.129(b))	<input type="text"/>
1840	130	Statutory Terminal Disclaimer under 37 CFR 1.321	<input type="text"/>
Other fee (specify)		<input type="text"/>	<input type="text"/>
Other fee (specify)		<input type="text"/>	<input type="text"/>

TOTAL

SUBMITTED BY

Complete (if applicable)

Typed or Printed Name

JOHN DAVID REILLY

Reg. Number 43,039

Signature

Date

21 July 2008

Deposit Account User ID

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By John David Reilly Date 17 July 2008 / 06/07/2008 Method Mail File Misc. Transf. & Fee (FEES-Trans) Merck & Co., Inc. 10/10/2007

MISC. FEE TRANSMITTAL

Patent fees are subject to annual revision.

JUL 23 2008

TOTAL AMOUNT OF PAYMENT

\$130

Complete if Known

Application Number	10/553,812
Filing Date	October 2, 2006
First Named Inventor	CARINA P. TAN et al.
Examiner Name	Z.C. Howard
Group Art Unit	1646
Attorney Docket Number	21198P

METHOD OF PAYMENT

 Deposit AccountDeposit Account Number 13-2755Deposit Account Name Merck & Co., Inc.

The Director is authorized to:

 Charge fee(s) indicated below Credit any overpayments Charge any additional fee(s) or underpayments of fee(s)
under 37 CFR 1.16 and 1.17

FEE CALCULATION

FEES

Large Entity

Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	<u>130</u>
1053	130	Non-English Specification	
1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1402	510	Filing a brief in support of an appeal	
1452	510	Petition to revive - unavoidable	
1453	1,540	Petition to revive - unintentional	
1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	Submission of Information Disclosure Statement	
1809	810	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	810	For each additional invention to be examined (37 CFR 1.129(b))	
1840	130	Statutory Terminal Disclaimer under 37 CFR 1.321	

Other fee (specify) _____

Other fee (specify) _____

TOTAL

\$130

SUBMITTED BY

Complete (if applicable)

Typed or Printed Name

JOHN DAVID REILLY

Reg. Number 43,039

Signature

Date

21 July 2008Deposit
Account
User ID

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By Karen M. Reilly Date 07/23/2008